

IN THE MATTER OF APPLICATION NO. )  
30638 FILED BY ERNEST BRESSON ON )  
SEPTEMBER 13, 1976 TO APPROPRIATE )  
FROM AN UNDERGROUND SOURCE IN )  
WASHOE COUNTY, NEVADA )

R U L I N G

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GENERAL

Application No. 30638 was filed on September 13, 1976 by Ernest Bresson to appropriate 7.1 c.f.s. of water from an underground source in Washoe County, for Irrigation and Domestic purposes. The proposed point of diversion is within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 33, T.36N., R.23E., M.D.B. & M. The proposed place of use is 400 acres of land within the S $\frac{1}{2}$  NW $\frac{1}{2}$ , N $\frac{1}{2}$  SW $\frac{1}{2}$ , SE $\frac{1}{2}$  SW $\frac{1}{2}$ , SW $\frac{1}{2}$  SE $\frac{1}{2}$  Section 28, E $\frac{1}{2}$  NW $\frac{1}{2}$ , W $\frac{1}{2}$  NE $\frac{1}{2}$  Section 33, all within T.36N., R.23E., M.D.M. Application 30638 was subsequently assigned to Morris C. Royels and Mary Lou Royels, husband and wife, joint tenants, as to an undivided one-half interest, and to Raymond Gabica, an unmarried man, as to an undivided one-half interest on December 28, 1976. The assignment was made a matter of record on April 25, 1977.

The proposed diversion is within the Hualapai Flat Hydrographic Basin, an area in which the amount of water allowed to be developed under existing permits and rights exceeds the annual recharge to the ground water reservoir, and in which declining water tables have been experienced. Previous applications to appropriate ground water for irrigation purposes in Hualapai Flat have been denied on the ground that their granting would tend to impair the value of existing rights and would be detrimental to the public welfare.

RULING

Application 30638 is hereby denied on the ground that its approval would tend to impair the value of existing rights and would be detrimental to the public welfare.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW/jcp/jv

Dated this 13th day of

February 1978.